

ORIGINAL

Before the
LIBRARY OF CONGRESS
COPYRIGHT OFFICE
Washington, D.C. 20540

GENERAL COUNCIL
OF COPYRIGHT
1998

In re: Digital Phonorecord
Delivery Rate Adjustment
Proceeding

)
)
)

No. 96-4
CARP DPRA
RECEIVED

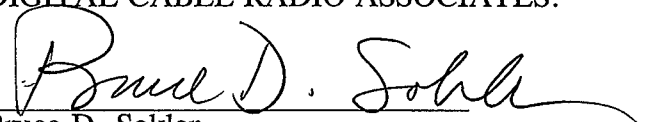
NOTICE OF INTENT TO PARTICIPATE IN CARP

Digital Cable Radio Associates ("DCR") by its attorneys, and pursuant to 17 U.S.C. §§ 801 and 115, and Part 251 of the Rules of the Copyright Office, 37 C.F.R. § 251, respectfully files this Notice of Intent to Participate in any Copyright Arbitration Royalty Panel established to set the rates and terms for the compulsory license for digital phonorecord deliveries in the above-captioned proceeding. See 63 Fed. Reg. 35984 (July 1, 1998).

Respectfully submitted,

DIGITAL CABLE RADIO ASSOCIATES.

By:


Bruce D. Sokler
Fernando R. Laguarda
Mintz, Levin, Cohn, Ferris,
Glovsky and Popeo, P.C.
701 Pennsylvania Ave., N.W.
Suite 900
Washington, D.C. 20004
(202) 434-7300

Its Attorneys

Dated: July 30, 1998

CERTIFICATE OF SERVICE

I, Kathleen Birch, hereby certify that on this 30th day of July, 1998, a copy of the foregoing Notice of Intent to Participate in CARP was served by first class mail, postage prepaid, to the following.

Cary Sherman
Recording Industry Association of America
1020 Nineteenth Street, NW
Suite 200
Washington, DC 20036

Carey R. Ramos
Paul, Weiss, Rifkind, Wharton & Garrison
1285 Avenue of the Americas
New York, NY 20019-6064

James J. Schweitzer
The Cuneo Law Group, P.C.
317 Massachusetts Avenue, N.E.
Suite 300
Washington, DC 20002

Bruce G. Joseph
Wiley, Rein & Fielding
1776 K Street, NW
Washington, DC 20006

Seth D. Greenstein
McDermott, Will & Emery
600 Thirteenth Street, NW
Washington, DC 20005-3096

Michael J. Remington
George Galt
Drinker Biddle & Reath LLP
Suite 900
901 Fifteenth Street, NW
Washington, DC 20005

Steven R. Englund
Arnold & Porter
555 Twelfth Street, NW
Washington, DC 20004

Marvin L. Berenson
Joseph J. DiMona
BMI
320 West 57th Street
New York, NY 10019

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

701 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

One Financial Center
Boston, Massachusetts 02111
Telephone: 617/542-6000
Fax: 617/542-2241

Telephone: 202/434-7300
Fax: 202/434-7400
www.mintz.com

Bruce D. Sokler

Direct Dial Number
202/434-7303
Internet Address
bsokler@mintz.com

July 30, 1998

VIA HAND DELIVERY

Office of the General Counsel
The Copyright Office
LM-407
The Madison Building
101 Independence Avenue, S.E.
Washington, D.C. 20001

GENERAL COUNSEL
OF COPYRIGHT

JUL 30 1998

RECEIVED

RE: In re Digital Phonorecord Delivery Rate Adjustment Proceeding -- No. 96-4,
CARP DPRA

Ladies and Gentlemen:

Enclosed please find an original and five copies of a Notice of Intent to Participate in CARP in the above-referenced proceeding. Kindly date-stamp the attached copy of this letter and return it to the messenger as proof of service. Please do not hesitate to contact the undersigned if you have any questions about the enclosed. Thank you very much.

Sincerely,



Bruce D. Sokler

Enclosures

cc: Parties of Record